

I, Shirley A. Jameson-Fergal, Clerk of the Supreme Court of South Dakota, hereby certify that the within instrument is a true and correct copy of the original thereof as the same appears on record in my office. In witness whereof, I have hereunto set my hand and affixed the seal of said court at Pierre, SD, this

11 day of Nov, 2022

Shirley A. Jameson-Fergal
Clerk of Supreme Court
Deputy

IN THE SUPREME COURT
OF THE
STATE OF SOUTH DAKOTA

SUPREME COURT
STATE OF SOUTH DAKOTA
FILED

NOV 17 2022

Shirley A. Jameson-Fergal
Clerk

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IN THE MATTER OF THE AMENDMENT)
SDCL 15-12-37)

RULE 22-15

A hearing was held on November 9, 2022, at Pierre, South Dakota, relating to the amendment to SDCL 15-12-37 and the Court having considered the proposed amendments, oral presentation relating thereto and being fully advised in the premises, now, therefore, it is

ORDERED that SDCL 15-12-37 be and it is hereby amended to read in its entirety as follows:

SDCL 15-12-37. Disqualification on court's own motion.

A judge or magistrate having knowledge of a ground for self-disqualification under the guidelines established by Canon 3E € shall not, unless Canon 3F ð is utilized, await the filing of an affidavit but shall remove himself on written motion to be filed in duplicate by the judge or magistrate with the clerk of courts of the county wherein the action is pending. The clerk of courts shall notify the presiding judge, and the parties or their attorneys in the manner provided by this chapter for notification on filing of an affidavit for change of judge or magistrate.

IT IS FURTHER ORDERED that this rule shall become effective January 1, 2023.

DATED at Pierre, South Dakota, this 17th day of November, 2022.

BY THE COURT:

Steven R. Jensen
Steven R. Jensen, Chief Justice

ATTEST:
Shirley A. Jameson-Fergal
Clerk of the Supreme Court
(SEAL)